

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

NEIL JAMES ROBERSON,

Petitioner,

v.

JASON BENNETT,

Respondent.

Case No. C24-1198-TL

ORDER DISMISSING FEDERAL  
HABEAS ACTION

The Court, having reviewed Petitioner's petition for writ of habeas corpus, the Report and Recommendation of the Honorable S. Kate Vaughan, United States Magistrate Judge, and the remaining record, hereby finds and ORDERS:

(1) The Report and Recommendation is approved and adopted.

(2) Petitioner's petition for writ of habeas corpus (Dkt. 4-1) and this action are DISMISSED without prejudice for failure to exhaust state court remedies.


(3) Petitioner's application to proceed *in forma pauperis* (Dkt. 4) is DENIED as moot.

(4) In accordance with Rule 11 of the Rules Governing Section 2254 Cases in the United States District Courts, a certificate of appealability is DENIED.

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1 (5) The Clerk is directed to send copies of this Order to Petitioner and to Judge  
2 Vaughan.

3 DATED this 5th day of November, 2024.

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6 TANA LIN  
United States District Judge